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Attorney Docket No. 9052-67

Patents

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re: Colin Brown
Serial No.: 09/700,057
Filed: February 5, 2001
For: *SURGICAL COMPOSITIONS AND METHODS FOR USING THE SAME*

Confirmation No. 1282
Examiner: E. White
Art Unit: 1623

September 16, 2004

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

INTERVIEW SUMMARY

Sir:

Applicants are providing this summary of the telephonic interview conducted with the Examiner on September 1, 2004 in accordance with the provisions of M.P.E.P. § 713.04.

During the telephonic interview on September 1, 2004, the Examiner, Applicant's representatives, Shawna Cannon Lemon, Ph.D. and Lisa Brown, Ph.D., Applicant, Colin Brown, M.D. and the inventor of cited U.S. Patent No. 5,258,175, Professor Donald Davies, discussed Claims 1, 2, 4-10, 14-18, 21-24, 26-35 and 39-43. Applicant noted that the claims currently recite that the composition is an "aqueous formulation." It was agreed that the subject matter of Claim 14 would be incorporated into Claim 1, whereby amended Claim 1 would include the recitation "wherein the dextrin is present in an amount of from 2.5-18% weight to volume of the composition." It was further agreed that the subject matter of Claim 27 would be incorporated into Claim 23, whereby amended Claim 23 would recite "and wherein the aqueous formulation is a solution in the body cavity and further remains in the body cavity for at least 2 days."

Applicant has respectfully submitted an Amendment After Final on September 2, 2004 to address the Examiner's concerns, and respectfully requests that a Notice of Allowance be issued in due course. Any questions that the Examiner may have should be directed to the undersigned, who may be reached at (919) 854-1400.

Respectfully submitted,

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CERTIFICATE OF MAILING

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on September 16, 2004.

Susan E. Freedman
Date of Signature: September 16, 2004